

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE A		PAGE OF PAGES 1 8	
2. AMENDMENT/MODIFICATION NO. 0001		3. EFFECTIVE DATE 21-Jul-2006		4. REQUISITION/PURCHASE REQ. NO.		5. PROJECT NO.(If applicable)	
6. ISSUED BY NAVSEA INDIAN HEAD 101 STRAUSS AVE. BLDG. 1558 ATTN: AUDREY COSGROVE C13D AUDREY.COSGROVE@NAVY.MIL INDIAN HEAD MD 20640-5035		CODE N00174		7. ADMINISTERED BY (If other than item 6) See Item 6		CODE	
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)				X		9A. AMENDMENT OF SOLICITATION NO. N00174-06-R-0041	
				X		9B. DATED (SEE ITEM 11) 26-Jun-2006	
						10A. MOD. OF CONTRACT/ORDER NO.	
						10B. DATED (SEE ITEM 13)	
CODE		FACILITY CODE					
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS							
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input checked="" type="checkbox"/> is extended, <input type="checkbox"/> is not extended. Offer must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) By completing Items 8 and 15, and returning <u>1</u> copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.							
12. ACCOUNTING AND APPROPRIATION DATA (If required)							
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.							
A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.							
B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(B).							
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:							
D. OTHER (Specify type of modification and authority)							
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input type="checkbox"/> is required to sign this document and return _____ copies to the issuing office.							
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) The purpose of this amendment is to provide questions and answers to the subject solicitation and to make changes to the solicitation. See page 2 for details.							
Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.							
15A. NAME AND TITLE OF SIGNER (Type or print)				16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)			
				TEL: _____ EMAIL: _____			
15B. CONTRACTOR/OFFEROR		15C. DATE SIGNED		16B. UNITED STATES OF AMERICA		16C. DATE SIGNED	
_____ (Signature of person authorized to sign)				BY _____ (Signature of Contracting Officer)		21-Jul-2006	

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

The following items are applicable to this modification:**CONTINUATION PAGE**

Question 1: Section B, Page 4 - Please clarify the max quantity of systems to be ordered on SubCLINs 0009AA-0009AF is it 15 systems or 15 systems for six years, ie. 90 systems. Is there a minimum quantity that will be ordered each FY or is it possible that there would be no orders placed during some FYs? This clarification also applies to SubCLINs 0010AA - 0010AF and 0012AA - 0012AE.

Answer: Please see CLIN 0009. **“The maximum number of systems to be ordered under this contract is 15.” The maximum quantity to be ordered in any one year is 5. The minimum quantity to be ordered in any one year is 0. This clarification also applies to CLINS 0010 and 0012.**

Question 2: Production Lot II, The production Quantities for the the SubCLINs 0009AA - 0009AF is listed as a max quantity of 15 systems. Does the Government intend to purchase 15 systems per year or 1 - 15 systems per year? If the Government intends to purchase between 1 - 15 systems per year recommend adding a price matrix to reflect the quantity price relationship. This clarification also applies to SubCLINs 0010AA - 0010AF and 0012AA - 0012AE.

Answer: Please see the answer to question #1 for the clarification on quantities. **Given the maximum number of systems to be orderd in any one year is 5, a price matrix would not be applicable for this requirement.**

Question 3: Page 7 & 8 CLIN 0012. The FY14 option for Lithium Batteries is not included in the RFP. Recommend adding a SubCLIN 0012AF, FY14 option.

Answer: **Procurement of Lithium Batteries during FY 14 is not a requirement.**

Question 4: SOW, Page 21, Section 5.3 - How can the total depot and supply support services extend for ten years if there are only 7 order periods, each a one year duration (Section E, pages 33-34)?

Answer: Paragraph 5.3 should read, **“... will extend for 7 years, ...”**

Question 5: Page 36-37, NAPS 252.232-9001, Submission of Invoices (Cost-Reimbursement, Time-and-Material, Labor Hour or Fixed Price Incentive) (Jul 1992) has the block checked that a DD250 for each T&M or CPFF Invoice. Since the work accomplished under these types of contracts do not lend themselves to DD250 events for each invoice recommend that this line not be checked.

Answer: **DFARS 246.370 states that material inspection and receiving reports (DD Form 250) be used in “...solicitations and contracts when there will be separate and distinct deliverables, even if the deliverables are not separately priced.” This clause is applicable to the solicitation as well as the submission of DD form 250 and the clause will remain unchanged.**

Question 6: For the FFP CLINs where and who accepts that CLINs is defined; however how the Government accepts these CLINs is not defined. Recommend addition of a Certificate of Conformance requirement for the FFP CLINs.

Answer: **The Government will inspect all deliverables for conformance to the Statement of Work and the performance specification prior to acceptance. A Certificate of Conformance is not necessary and will not be incorporated in the solicitation.**

Question 7: Page 53, 252.242-7004. The title of the clause is missing. Recommend adding the title, Material Management and Accounting System.

Answer: **Page 53, 252.242-7004. The title, Material Management and Accounting System (NOV 2005) will be added to the solicitation.**

Question 8: Section I, Page 53 - 52.216-5 (a) please clarify if the "Max Amount" in Section B is equivalent to the "ceiling price" referenced in 52.216-5(a). If not, how is the ceiling price defined?

Answer: The "Max Amount" for any CLIN in Section B is the quantity multiplied by the unit price. This is not the same as the ceiling price referenced in paragraph (a) of clause 52.216-5. The ceiling price is not specified in this solicitation.

Question 9: Page 53 - Please clarify the timeframe when the price redetermination for the FY 10-FY14 options will occur.

Answer: The first price redetermination period is estimated to end 570 days after award of the contract and prior to the exercise of Option II (CLIN 0009 / FY 09 – FY 14 options). In accordance with Pg 4 of the RFP, this will be AFTER a PCA/CDR is conducted and after any required changes are incorporated into the Performance Specification.

Question 10: Page 58, 52.217-9, Option to Extend the Term of the Contract. This clause identifies when Lot 2, Option 1 can be exercised. The option exercise dates for Lot 3, the production options, are not identified in this clause; recommend that the production options exercise dates be added to this clause.

Answer: The Option to Extend the Term of the Contract allows the Government to extend the life of the contract in accordance with the timeframes specified within this clause. The Option to exercise Options Lot 2 or Lot 3 are separate from this clause and can also be exercised by the Government prior to year two (2) or year three (3) respectively.

Question 11: Page 68, If we have completed and filled out the online reps & certs (ORCA), do we still need to complete section K?

Answer: If the offeror has completed representations and certifications via ORCA for the NAICS code identified in Section K, clause 52.219-1 Alternate I, then Section K does not have to be completed. Offerors shall provide a statement to this effect in Volume I – Offer. Offerors shall also provide their tax ID number and parent tax ID number (if applicable) in Volume I. If the offeror has not completed representations and certifications via ORCA for the NAICS code identified in Section K, clause 52.219-1 Alternate 1, then Section K must be completed and submitted in accordance with Section L, Instructions to Offerors.

Question 12: Section L, Page 86, Clause HQ L-2-0004 - Request deletion of this clause. We do not understand why a "Make or buy program" is applicable to a Fixed Price competitive contract?

Answer: Clause HQ L-2-0004 will be removed from Section L, Page 86.

Question 13: Page 96, Section L added the ability to use an approved corporate Comprehensive Subcontracting Plan that complies with DFARS 252.219-7004 SMALL, SMALL DISADVANTAGED AND WOMEN-OWNED SMALL BUSINESS SUBCONTRACTING PLAN (TEST PROGRAM) (JUN 1997). Recommend that section I be updated to include DFARS 252.219-7004.

Answer: Section I will be updated to include DFARS 252.219-7004, SMALL DISADVANTAGED AND WOMEN-OWNED SMALL BUSINESS SUBCONTRACTING PLAN (TEST PROGRAM) (JUN1997). Section L, 52.219-9 (JAN 2002) will be updated to 52.219-9 (JAN 2005).

Question 14: Page 49, Small Bus reporting - If per Section M we are using a compressive subcontracting plan and do reporting based on the compressive subcontracting plan, we recommend that IHD123 clause be deleted.

Answer: The clause, IHD 123, will remain in the sollicitaion as not all offerors may propose a comprehensive subcontracting plan.

Question 15: Section M - Page 97 IHD211 - What is the scope of the evaluated Price - is it Lot I Basic Requirement only or Lot I, plus all Options?

Answer: The evaluated price includes Lot I, Basic Requirement plus all options. Please see page 97, Section M, clause 52.217-5.

Question 16: In the specification page 8, section 6.1.4 has a water temperature range of 40°F to 100°F while page 18, sections 7.8.6.1 & 7.8.7 has a water temperature range 32°F to 90°F. Please clarify the water temperature range.

Answer: The Performance Specification, Page 8, Paragraph 6.1.4, Vehicle Endurance, should read, "... in 40°F to 90°F water ..."

Question 17: Industry day provided drawings of the hull of the target vessel. Will this information be made available for the demonstration associated with the current RFP and if so, when?

Answer: The EOD HULS will be used to conduct search operations on a wide variety of ship hulls, piers, and pilings. To demonstrate potential EOD HULS performance in realistic and typical conditions, the government envisions a survey of a DDG-51 Arleigh Burke class Guided Missile Destroyer (DDG) ship hull, primarily on a non-complex area, where targets have been positioned. The location of the demonstration is planned for San Diego, CA. A two-dimensional DDG Arleigh Burke class hull drawing in electronic format will be provided to demonstration participants approximately 120 days in advance of the demonstration.

However, if the intended DDG class warship cannot be available during the demonstration time period due to last minute operational requirements, another type of warship or auxiliary support ship, potentially in another port, may be used for the demonstration. The Demonstration will not be delayed due to lack of advance drawings. The demonstration will continue, being a good reflection of the scenario to inspect a hull without prior hull drawings availability. Drawings will be provided when available. The exact format and quality of the class hull drawing may vary based on the type of ship actually used for the demonstration.

Question 18: Appendix B, which contains the Mission Report Required Data Items. A sub-set of this list contains environmental parameters, including currents, bottom type, obstacles, etc. Is the goal here to include on the HULS vehicle specific instrumentation to measure these parameters, i.e. add a current meter, CTD, OBS, etc., included as part of the package the necessary instrumentation to do hand casts with these sensors, or have the HULS vehicle go to the bottom, use the existing camera to evaluate bottom type, the DVL to measure the currents and maybe the sea state, and have the user qualitatively comment on turbidity also based on the image data?

Answer: The EOD HULS shall provide the capability to produce post mission reports that include the information identified in the HULS Performance Specification, Appendix B. The offeror may propose any methodology for collecting the data in the report and for generating the report.

Question 19: Will the funding document be disclosed for this requirement?

Answer: The Government considers the estimated cost for this procurement to be source selection information. The information will be treated as source selection information and will not be disclosed.

Question 20: CDRLS - B002, B004, B006, B007, B008, B010 and B011. In Block 16 REMARKS for Block 12, reference is made to CLIN 0003. Should this reference be to CLIN 0004, to keep it consistent with the Lot?

Answer: CDRLS – B002, B004, B006, B007, B008, B010 and B011, Block 16, remarks for Block 12 will be revised to reference CLIN 0004.

Question 21: Reference Page 96, D. Volume V – Cost/Price Information: For the FFP line items, we assume that the FFP is all the supporting data is required. Is our assumption correct?

Answer: Offerors must follow the instructions as described in Section L. Volume V – Cost/Price Information is required for all line items, excluding those not separately priced (NSP). Please refer to Volume V for all supporting data required for price analysis.

Question 22: Reference Page 96, D. Volume V – Cost/Price Information: What level of detail is the Government requesting regarding “the general financial condition of the Offeror and specific plans for financing the proposed contract”? To satisfy the requirement to provide data on the general financial condition of our company we intend to provide the link to our company's financial report on the US Securities and Exchange Commission's EDGAR Database, is this sufficient?

Answer: Please refer to Section L, page 88, A (d) **Electronic copies and hard copies shall not contain hyperlinks of any kind.**

Question 23: Reference Page 96, D. Volume V – Cost/Price Information: What level of detail is the Government requesting regarding “the general financial condition of the Offeror and specific plans for financing the proposed contract”? Since 252.232-7004, DoD Progress Payments Rates, is included in section we will request Progress Payments and liquidate the balance on delivery. What information is required beyond this?

Answer: Section L, Volume V – Cost/Price Information should address the offeror's financial responsibility as of the date of the submittal. Additionally, 52.232-16 ALT I was inadvertently left out and is hereby incorporated into the solicitation. It is the Government's intent to consider progress payments for small business concerns.

Question 24: Will CPFF bids on CLINs 0001, 0004, 0009, 0010, 0011 and 0012 be accepted?

Answer: No, CPFF bids on CLINs 0001, 0004, 0009, 0010, 0011 and 0012 will not be accepted.

Question 25: What are the acceptance criteria for CLINs 0004 and 0009?

Answer: Please refer to pages 31 and 32, Required Delivery Schedule of the solicitation, as well as Question 6 listed above.

Question 26: Please confirm that all contractor effort associated with price redetermination (proposal preparation, fact-finding, negotiations, etc.) will be funded by the contract. Can we assume that price redetermination efforts will be administered as a set of task orders under the cost-plus (service) CLINs (0005, 0011, 0013), rather than as part of the fixed-price CLINs (0001, 0004, 0009, et al).

Answer: No, the Government will not fund efforts associated with price redetermination. Per FAR 16.205-2, price redetermination may be used in acquisitions of quantity production or services for which it is possible to negotiate a fair and reasonable firm fixed price for an initial period, but not for subsequent periods of contract performance. The price redetermination efforts will not be administered as a set of task orders. The requirements for submission of the price redetermination information, including the submission timeframe, are specified in clause 52.216-5.

Question 27: Is it the Navy's intent to leave the pricing structure of the fixed-price production CLINs intact (i.e., a single unit price for quantities from 1-15) throughout the life of the contract? If not, what changes in the pricing structure does the Navy contemplate?

Answer: Yes, it is the Government's intent to leave the pricing structure of the fixed-price production CLINs intact. Please see question 1 listed above.

Question 28: Does the Navy contemplate price redetermination on CLIN 0013 as well?

Answer: No. The redetermination applies only to CLINs 0009 and 0010 and all associated subCLINs.

Question 29: CLIN 0009 – Our interpretation is that the cost of the Program Management LOE support (PM, Finance, Contracts, etc.) should be allocated equally over 15 systems and that any order for less than 15 systems will result in the reallocation of the PM support over that revised quantity. If our assumption is incorrect, please clarify how PM support should be priced.

Answer: The pricing of CLINs is a business decision to be made by individual offerors. The unit prices contained in the award document for the subCLINs associated with CLIN 0009 will be the prices at which items are ordered, regardless of the number of units procured under a single order. The fiscal year in which orders are placed will govern the subCLIN under which the items are purchased.

Question 30: Since the resulting contract is an IDIQ contract, what are the minimum and maximum order amounts?

Answer: Please see **Section I, clause 52.216-19, Order Limitations.**

Question 32: So that we easily complete section B & K, we request that the RFP be posted as a Word Document.

Answer: Solicitation documents can only be obtained from the NAVSEA Indian Head Procurement Department website. Word Documents will not be posted to this website.

Question 33: Will an extension be issued to extend the closing date for this solicitation?

Answer: The solicitation closing date is extended to 14 August 2006 until 3:00 pm. All other terms and conditions will remain unchanged.

2. As a result of the above questions and answers, the following items on page 1 of the solicitation are hereby revised in accordance with the following:

The solicitation close date is hereby extended:

From: 9 August 2006, by 3:00 PM

To: 14 August 2006, by 3:00 PM

3. As a result of the above changes, the followings items in Section B are hereby revised in accordance with the following:

Lot I – Basic Requirement

Change to read, "... shall be CLINs 0001 through 0003."

CLIN 0002

Change to read, "... DD Form 1423, Exhibit A."

CLIN 0008

Change to read, "... DD Form 1423, Exhibit B."

Lot III – Option II

Change to read, "... the Production Phase, a PCA/CDR will ..."

CLINs 0009AA through 0009AF

Change "MAX QUANTITY" to read, "5".

CLINs 0010AA through 0010AF

Change "MAX QUANTITY" to read, "5".

4. As a result of the above changes, the followings items in Section C are hereby revised in accordance with the following:

Section C, SOW, Paragraph 5.3 :

Change the last sentence to read, "... will extend for seven years, ..."

5. As a result of the above changes, the followings items in Section F are hereby revised in accordance with the following:

Section F:

CLIN 0005

DELIVERY DATE is changed to read, "... delivery of CLIN 0004"

CLIN 0006

DELIVERY DATE is changed to read, "... DD Form 1423, Exhibit **B**"

CLIN 0008

DELIVERY DATE is changed to read, "...DD Form 1423, Exhibit **B**"

CLINs 0009AA through 0009AF

MAX QUANTITY is changed to read, "**5**"

CLINs 0010AA through 0010AF

MAX QUANTITY is changed to read, "**5**"

6. As a result of the above changes, the followings items in Section I are hereby revised in accordance with the following:

Section I:

Add 252.219-7004, SMALL DISADVANTAGED AND WOMEN-OWENED SMALL BUSINESS SUBCONTRACTING PLAN (TEST PROGRAM) (JUN1997)

Add 52.232-16 ALT I, PROGRESS PAYMENTS (MAR 2000)

7. As a result of the above changes, the followings items in Section J are hereby revised in accordance with the following:

Performance Specification, Paragraph 6.1.4:

Is changed to read, "... in 40°F to **90°F** water ..."

CDRLS:

The following CDRLS - B002, B004, B006, B007, B008, B010 and B011, Block 16, remarks for Block 12 will reference CLIN 0004.

8. As a result of the above changes, the following items in Section L are hereby revised in accordance with the following:

Section L:

Clause HQ L-2-0004 is hereby removed from Section L.

9. As a result of the above changes, the followings items in Section M are hereby revised in accordance with the following:

Section M, Paragraph II.A.5:

Is changed to read, "...Major post-production support tasks include: 1) in-service supply support services; 2) depot maintenance services; **3) troubleshooting assistance; 4) Technical and Engineering Support; and 5) Training Support.**"
See Section L.

10. All other terms and conditions will remain unchanged.

11. If you have any questions regarding this amendment, please contact Audrey Cosgrove, C13D at (301) 744-6650 or audrey.cosgrove@navy.mil.